Declaratory

~~Improvement~~ Res. No. 1417-75

Vac. of alley 1st East of Lafayette from mid of 1st alley n. of Elizabeth to mid of 2nd alley n. of Elizabeth St

Resolution Adopted: November 25, 1975

Confirmed: Nov. 25, 1975

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: Dec. 18, 1975

B.O. 210-74

DECLARATORY RESOLUTION NO. 1417-75

for the vacation of the alley bet. Barr St. and Lafayette St. from the npl of the first alley n. of Elizabeth St. to the spl of the second alley north of Elizabeth Street.

ADOPTED: November 25, 1975

ADVERTISE NOTICE TO PROPERTY OWNERS:

NOTICES MAILED:

HEARING ON CONFIRMATION:

CONFIRMED: Nov. 25, 1975

ASSESSMENT ROLL ORDERED: B. & D. ord. 11/25/75

ASSESSMENT ROLL APPROVED:

HEARING ON CONFIRMATION OF A. R.: Dec. 18, 1975 at 3:30 p.m.

NOTICE SERVED: Dec. 5, 1975

ASSESSMENT ROLL CONFIRMED. Thurs., Dec. 18, 1975

Sent to D of F

62-343-10 HJ 11/25/75

DECLARATORY RESOLUTION No. 1417 19 75

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of the alley between Barr Street and Lafayette Street from the north property line of the first alley north of Elizabeth Street to the south property line of the second alley north of Elizabeth Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley between Barr Street and Lafayette Street from the north property line of the first alley north of Elizabeth Street to the south property line of the second alley north of Elizabeth Street.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots No. 3 and 4, Hofer's Addition and Lots 20, 21 and 28, Burgess, Zollinger and Kamms Addition. Said additions are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5)% per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described~~ _____ shall be subject to an ~~easement for the use of the~~ City of Fort Wayne, Indiana, and ~~other public utilities for the~~ construction and maintenance of sewers, ~~water mains~~, gas mains, electric pole lines and conduits, telephone and telegraph ~~pole lines and conduits~~

All Streets, lots and lands affected by the above described vacation are situated in the southeast quarter, Section Thirty five, Township 31 North, Range 12 East and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

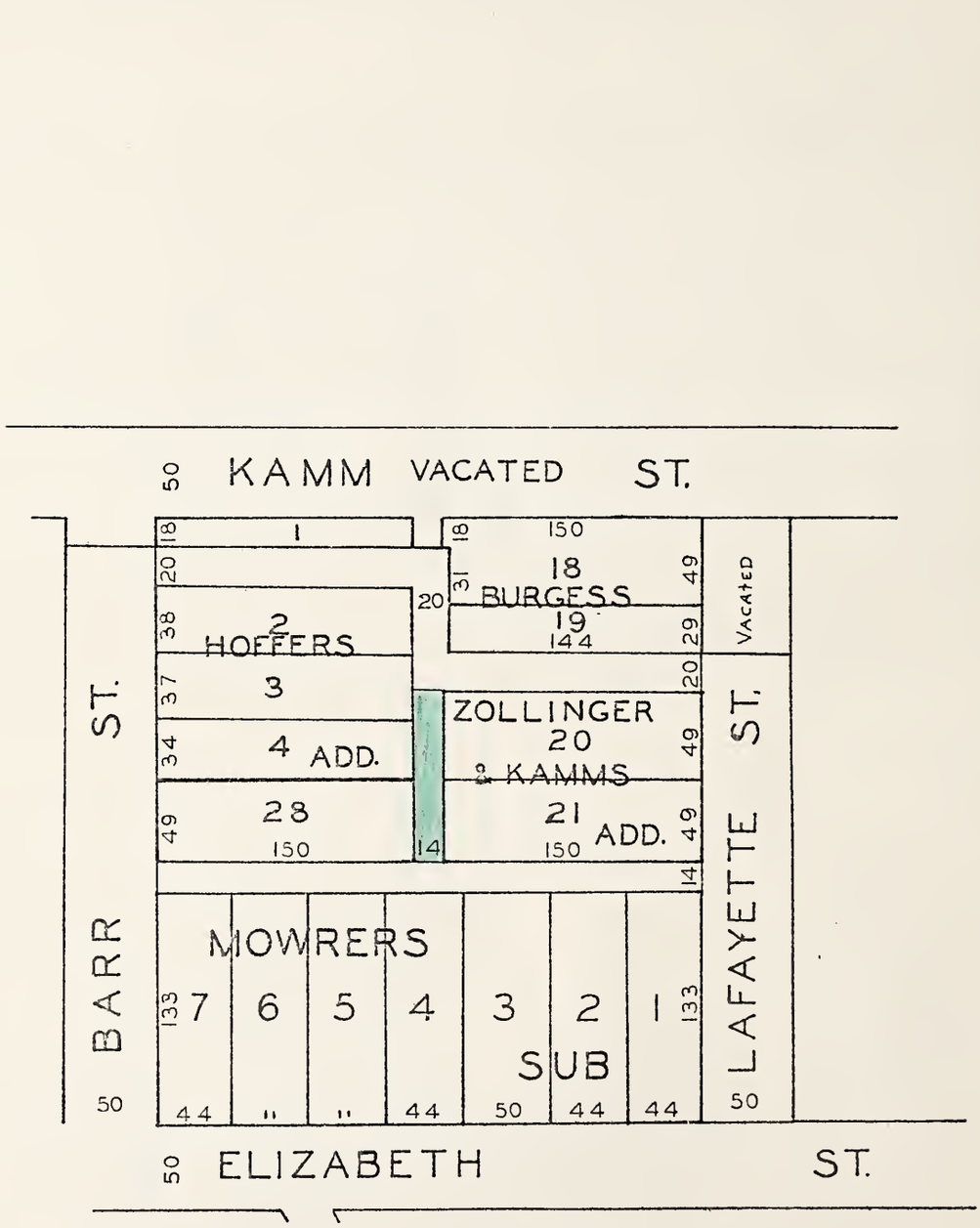
ADOPTED THIS 25 DAY OF November 19 75.

Attest: Edna L. Smith
Secretary Board of Public Works.

Carl E. O'Neal
Betty Lou Gault
Board of Public Works.

VACATE STREET

VACATE ALLEY



1417

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

B.O. 210-74

62-342- 7,8 & 9
343-10

Date November 25, 1975

To STREET ENGINEERING DEPARTMENT

Subject Dec. Res. 1414-75, 1415, 1416 and 1417-75 Vac. - Lafayette St. from Elizabeth St.

Resolutions approved and adopted.
Waivers received.
CONFIRMED.
Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL
C. E. O'NEAL
B. L. NAULT
BOARD OF PUBLIC WORKS

ajf

P.O. Lists attached. 1414, 1415, 1416 & 1417-1975

Signed _____

Reply: December 3, 1975

Attached, please find Assessment roll of Benefits and damages for Declaratory Resolution numbers 1414, 1415, 1416 & 1417-1975.

Kenneth N. Traylor
KNT:sw

Ron Bonar
Ron Bonar, City Engineer

62-348-14
12/1/75

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, December 5, 19 75

Indiana & Michigan Electric Company
2101 Spy Run Avenue
Fort Wayne, Indiana

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of the alley between Barr Street and Lafayette Street from the north property line of the first alley north of Elizabeth Street to the south property line at the second alley north of Elizabeth Street,

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

	BENEFITS	DAMAGES
Lot 3, Hofer Addition	$1.00	$1.00
Lot 4, " "	$1.00	$1.00
Lot 20, Burgess, Zollinger & Kamms Addition	$1.00	$1.00
Lot 21, " " " "	$1.00	$1.00
Lot 28, " " " "	$1.00	$1.00

All in pursuance to Declaratory Resolution No. 1417-1975, adopted by the Board of Public Works of said City, on the 25 day of November, 19 75, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 18th day of December, 19 75, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

/bt

THE CITY OF FORT WAYNE
board of public works

December 12, 1975

SUBJECT: PUBLIC HEARINGS

Dear Councilman Moses:

Please be advised that the Board has scheduled a public hearing Thursday, December 18, 1975 at 3:30 p.m. concerning the following project(s):

HEARING ON CONFIRMATION OF ASSESSMENT ROLL

Dec. Res. No. 1414-75	Vac. of Lafayette St. etc.
Dec. Res. No. 1415-75	Vac. of 1st alley n. of Elizabeth St. etc.
Dec. Res. No. 1416-75	Vac. of 2nd alley n. of Elizabeth St. etc.
✓Dec. Res. No. 1417-75	Vac. of alley bet. Barr & Lafayette
Alley Imp. Res. 5684-75	1st alley north-southeast of Broadway

HEARING ON CONFIRMATION - Continued from December 4, 1975

Res. No. 111-75	Street lighting - Southwood Park Add.

You are invited to attend this public hearing and hear the comments of your constituents regarding the project(s). If you have any questions on the project(s), please feel free to call.

Sincerely,

Jerry D. Boswell
Carl E. O'Neal
Betty Lou Nault
BOARD OF PUBLIC WORKS

ep

cc: Mayor

DECLARATORY

~~Improvement~~ **Resolution No. 1417-75 For** The Vacation of The Alley Between Barr Street and Lafayette Street from The North property line of The First Alley North of Elizabeth Street to The South property line of The Second Alley North of Elizabeth Street.

	OWNER'S NAME	ADDRESS	NUMBER OF LOT	NUMBER OF BLOCK	NUMBER OF O. L.	DESCRIPTION
1	Indiana & Michigan Electric Co.	2101 Spy Run Ave	3			Hofers Addition
2	" " "		9			" "
3	" " "		20			Burgess, Zollinger & Kamals Add
4	" " "		21			" " "
5	" " "		28			" " "
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1417-75